

1 Presented to the Court by the foreman of the
2 Grand Jury in open Court, in the presence of
3 the Grand Jury and FILED in the U.S.
4 DISTRICT COURT at Seattle, Washington.

The Honorable Robert J. Bryan

5 January 14 2016
6 WILLIAM M. McCOOL, Clerk
7 By [Signature] Deputy

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9
10 UNITED STATES DISTRICT COURT FOR THE
11 WESTERN DISTRICT OF WASHINGTON
12 AT TACOMA

13
14 UNITED STATES OF AMERICA,

15 Plaintiff,

16 NO. CR15-5351RJB

17 SUPERSEDING INDICTMENT

18 v.

19 JAY MICHAUD,

20 Defendant.

21 The Grand Jury charges that:

22
23 **COUNT 1**
24 (Possession of Child Pornography)

25 On or about July 10, 2015, at Vancouver, within the Western District of
26 Washington, and elsewhere, JAY MICHAUD did knowingly possess matter that
27 contained visual depictions—other than those alleged in Counts 2 and 3—the production
28 of which involved the use of minors engaging in sexually explicit conduct, and the visual
depictions were of such conduct, that had been mailed and shipped and transported in and
affecting interstate and foreign commerce by any means, including by computer, and
which had been produced using materials that had been mailed and shipped and

1 transported in and affecting interstate and foreign commerce by any means, including by
2 computer, and the images of child pornography involved include images of a
3 prepubescent minor and a minor who had not attained 12 years of age.

4 All in violation of Title 18, United States Code, Sections 2252(a)(4) and 2252(b)(2).

5 **COUNT 2**
6 **(Receipt of Child Pornography)**

7 On a date unknown, but between February 21, 2015 and March 2, 2015, at
8 Vancouver, within the Western District of Washington, and elsewhere, JAY MICHAUD
9 did knowingly receive, and attempt to receive, visual depictions the production of which
10 involved the use of minors engaging in sexually explicit conduct, and the visual
11 depictions were of such conduct, using any means and facility of interstate and foreign
12 commerce and which images had been mailed and shipped and transported in and
13 affecting interstate and foreign commerce by any means, including by computer.

14 All in violation of Title 18, United States Code, Sections 2252(a)(2) and (b)(1).

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16 **COUNT 3**
17 **(Receipt of Child Pornography)**

18 On or about June 18, 2015, at Vancouver, within the Western District of
19 Washington, and elsewhere, JAY MICHAUD did knowingly receive, and attempt to
20 receive, visual depictions—to wit, (1) ca-73-48.jpg; (2) ca-73-52.jpg; (3) ca-75-56.jpg;
21 (4) ca-81-58.jpg; and (5) ca-85-69.jpg—the production of which involved the use of
22 minors engaging in sexually explicit conduct, and the visual depictions were of such
23 conduct, using any means and facility of interstate and foreign commerce and which
24 images had been mailed and shipped and transported in and affecting interstate and
25 foreign commerce by any means, including by computer.

26 All in violation of Title 18, United States Code, Sections 2252(a)(2) and (b)(1).

1 **ASSET FORFEITURE ALLEGATION**

2 Upon conviction of the offenses alleged in Counts 1-3 of this Indictment, JAY
3 MICHAUD shall forfeit to the United States, pursuant to Title 18, United States Code,
4 Section 2253, any property, real or personal, used or intended to be used to commit or
5 promote the commission of such offenses, or any property traceable to such property, and
6 any and all visual depictions as described in Title 18, United States Code, Sections 2251,
7 2252, and 2252A, which were produced, transported, mailed, shipped, or received, in
8 violation of Chapter 110, Title 18, United States Code, including but not limited to:

- 9 a. Any and all images of child pornography, in whatever format and however
10 stored;

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- 1 b. a SanDisk Ultra USB 3.0 32 Gigabyte thumb drive;
2 c. a SanDisk Cruzer 2 Gigabyte flashdrive.

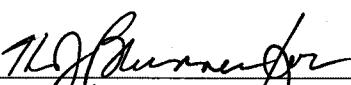
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4 A TRUE BILL: *1-14-Zoile*

5 DATED:

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7 *Signature of foreperson redacted*
8 pursuant to the policy of the Judicial
9 Conference of the United States

10

FOREPERSON

11 
12 ANNETTE L. HAYES
13 United States Attorney

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15 MICHAEL DION
16 Assistant United States Attorney

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18 MATTHEW P. HAMPTON
19 Assistant United States Attorney

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28 SUPERSEDING INDICTMENT
United States v. Michaud CR15-5351RJB - 4

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